



RICK SNYDER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
LANSING

SHELLY EDGERTON  
DIRECTOR

**CONSTRUCTION CODE COMMISSION APPEAL REVIEW PANEL**

Ottawa Building, Upper Level Conference Room #4  
611 West Ottawa Street  
Lansing, Michigan 48933

**MINUTES**

**October 11, 2017**

1:00 p.m.

**PANEL MEMBERS PRESENT**

Mr. William Benoit, Jr., Chairperson  
Dr. Joseph Sucher (alternate)  
Mr. Roger Papineau  
Mr. Thomas Baldwin

**PANEL MEMBERS ABSENT**

None

**DEPARTMENT PERSONNEL ATTENDING**

Ms. Barbara Kunkel, Deputy Director, BCC  
Ms. Sara Leiby, Secretary, Administrative Services Division, BCC  
Mr. Bill Denner, Assistant Attorney General

**1. CALL TO ORDER AND DETERMINATION OF QUORUM**

Chairperson Benoit called the meeting to order at 1:00 p.m. A quorum was present at that time.

**2. APPROVAL OF AGENDA**

Commissioner Benoit approved the agenda as is.

**3. APPEAL TO COMMISSION, MCL 125.1516**

**A. Thomas Martin (Jude's Barbershop) vs. Holland Charter Township**

Mr. Thomas Martin's Application for Construction Code Appeal of Holland Charter Township's Construction Board of Appeals' denial of appeal of the condition of the approval requiring posting of a sign stating "maximum occupant load 15" for the barbershop due to the single toilet room in lieu of the requirements of Section 403.2 of the 2015 Michigan Plumbing Code and Section 1004.2 of the 2015 Michigan Building Code, due to failure of the board of appeals to hear the written appeal within 30 days, for Jude's Barbershop, located at 660 Chicago Dr., Ste. 30, was presented to the Construction Code Commission Appeal Review Panel.

Mr. Thomas Martin, the applicant, and Mr. Mike Winkler, Holland Charter Township's Building Official, were present for the review.

Following discussion, a **MOTION** was made by Commissioner Baldwin and **SECONDED** by Commissioner Papineau to remand Mr. Martin's appeal for Jude's Barbershop back to Holland Charter Township's Construction Board of Appeals for hearing and decision. **MOTION CARRIED.**

**B. Joseph Philips (Ralph R. Bozell, D.D.S./Lal Mendon C.P.A.) vs. Charter Township of Canton**

Mr. Joseph Philips' Application for Construction Code Appeal of the Charter Township of Canton Building Board of Appeals' denial of request for variance to complete construction in the basement to occupy it for business and storage use without providing a fire suppression system in lieu of the requirements of Sections 903.2.11.1 and 903.2.11.3 of the 2012 Michigan Building Code for Ralph R. Bozell, D.D.S./Lal Mendon C.P.A., located at 8550 and 8552 N. Canton Center Road, was presented to the Construction Code Commission Appeal Review Panel.

Mr. Joseph Philips, the applicant, Mr. Mike Devine, employee of Joseph Philips – Architect, LLC, Mr. Ralph Bozell, subject property owner, Mr. Robert Creamer, Charter Township of Canton Building Official, and Mr. John Oltman, Charter Township of Canton Fire Marshal, were present for the review.

Following discussion, a **MOTION** was made by Commissioner Baldwin and **SECONDED** by Commissioner Papineau to deny Mr. Philips' appeal since the alternative solution presented by the applicant is not adequate to replace a fire sprinkler system as required by code. **MOTION CARRIED.**

**C. Phil Forner vs. Spring Lake Township**

Mr. Phil Forner's Application for Construction Code Appeal of Spring Lake Township's Construction Board of Appeals' denial of appeal of the rough-in inspection denial with later citation to Section M1601.1.1 of the 2015 Michigan Residential Code, due to failure of the board of appeals to hear the appeal within 30 days, for the single family residential home located at 18968 Walden Drive was presented to the Construction Code Commission Appeal Review Panel.

Mr. Phil Forner, the applicant, and Mr. Jim Callender, Michigan Township Services Muskegon Mechanical Inspector, and Mr. Lukas Hill, Spring Lake Township Community Development Director, were present for the review.

Following discussion, a **MOTION** was made by Chairperson Benoit and **SECONDED** by Commissioner Baldwin to deny Mr. Forner's appeal since sealing of the duct is required. **MOTION CARRIED.**

**4. ADJOURNMENT**

A **MOTION** was made by Commissioner Papineau and **SECONDED** by Commissioner Baldwin to adjourn the meeting at 2:08 p.m. **MOTION CARRIED.**

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